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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JEREMIAH REVITCH, on Behalf of Himself
and all Others Similarly Situated,

Plaintiff,

v.

CITIBANK, N.A.,

Defendant.

Case No. 3:17-cv-06907-WHA

**STATUS REPORT IN RESPONSE TO
COURT'S AUGUST 21, 2018 ORDER;**

**STIPULATION AND [PROPOSED]
ORDER REGARDING SCHEDULING**

Honorable William H. Alsup

The current deadline for Mr. Revitch's anticipated motion for class certification is October 4, 2018 (Doc. No. 29). On August 21, 2018, in connection with a prior discovery dispute, the Court ordered "that Defendant shall inform the Court when it has substantially completed its production [related to the dispute] so that the Court can determine whether or not to extend plaintiff's deadline to move for class certification." Doc. No. 63; *see also* related filings at Doc. Nos. 52, 56, 59, 62.

Defendant Citibank N.A. hereby informs the Court that on September 25, 2018, it substantially completed its production of documents, data and/or information covered by the August 21, 2018 Order and the Court's prior August 1, 2018 Order re Discovery Dispute (Doc. No. 52).

Plaintiff is in the process of reviewing and analyzing the data, and reserves any arguments as to whether the production is deficient.

Plaintiff requests and Defendant does not oppose an extension of the deadline to file the motion for class certification, and both parties agree to a brief extension of time to file the opposition and reply briefs. The parties have met and conferred regarding the schedule and respectfully ask the Court to adjust the schedule as set forth below.

From Plaintiff's perspective, the proposed schedule is appropriate because (1) the recently-produced documents are relevant to his motion for class certification; (2) Plaintiff intends to submit expert reports with his motion for class certification; and (3) the proposed schedule provides approximately the same amount of time to complete expert analysis and follow-up discovery that Plaintiff would have had if there been no discovery dispute. The schedule also builds-in time to resolve any further discovery disputes that may arise, and takes into account anticipated holiday travel.

Event	Current Date	Proposed Date
Motion for Class Certification.	October 4, 2018, to be heard on a 49-day track	January 9, 2019
Opposition to Motion for Class Certification	October 25, 2018	February 6, 2019
Reply in Support of Motion	November 8, 2018	February 27, 2019

for Class Certification		
Hearing on Motion for Class Certification	November 29, 2018	March 13, 2019, or as soon thereafter as may be heard by the court
Non-expert discovery cut-off	December 14, 2018	April 11, 2019
Opening Expert Reports	December 14, 2018	April 11, 2019
Opposition Expert Disclosures	December 28, 2018	April 25, 2019
Reply Expert Reports	January 4, 2019	May 2, 2019
Expert discovery cut-off	January 18, 2019	May 16, 2019
Last date for dispositive motions	February 7, 2019	June 4, 2019
Final pretrial conference	May 1, 2019	September 18, 2019
Trial	May 13, 2019	September 30, 2019

Dated: September 28, 2018

BURSOR & FISHER, P.A.

By: /s/ Thomas A. Reyda
Thomas A. Reyda

Attorneys for Plaintiff

Dated: September 28, 2018

BALLARD SPAHR LLP

By: /s/ Marcos D. Sasso
Marcos D. Sasso

*Attorney for Defendant
Citibank, N.A.*

ECF Signature Certification

Pursuant to Civil L.R. 5-1(i)(3), I hereby certify that the concurrence in the filing of this document has been obtained from each of the other signatories.

/s/ Thomas A. Reyda
Thomas A. Reyda

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: _____

HON. WILLIAM H. ALSUP
United States District Judge